

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHEASTERN DIVISION

UNITED STATES OF AMERICA,)
)
 Plaintiff,) Criminal No. 3:08-cr-00106
)
 v.)
)
 SEAN ANTHONY OGLE,)
)
 Defendant.)

UNITED STATES' NOTICE UNDER
FED. R. EVID. 902(11)

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
) Criminal No. 3:09-cr-00018
 v.)
)
 FREDERICK WILLIAM REILLY, JR.,)
 a/k/a FRED WILLIAM REILLY, JR.,)
)
)
)
 Defendant.)

The United States of America, by and through its attorneys, Drew H. Wrigley, United States Attorney for the District of North Dakota, and Nicholas W. Chase, Assistant United States Attorney, hereby gives notice of its intent, under Rules 803(6) and 902(11) of the Federal Rules of Evidence, to use certified and self-authenticated copies of business records from Cash Wise and Kmart, relating to business conducted in furtherance of the alleged conspiracy. According to our file, the United States has

provided photocopies in discovery of the business records that will be used at trial. Upon request, the United States will allow the Defendants to review the documents before the start of trial.

Dated this 23rd day of June, 2009.

DREW H. WRIGLEY
United States Attorney

By: /s/ _____
NICHOLAS W. CHASE
Assistant United States Attorney
Quentin N. Burdick United States Courthouse
655 First Avenue North - Suite 250
Fargo, ND 58102-4932
(701) 297-7400
N.D. Bar Board ID No. 05361
Attorney for United States

I further certify that a copy of the foregoing documents will be mailed by first class mail, postage paid, to the following non-ECF participants:

Dated: June 23, 2009.

/s/ _____
Angel Pedersen
Office of United States Attorney